PROOF

STATE OF IOWA

House Journal

WEDNESDAY, FEBRUARY 24, 2021

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JOURNAL OF THE HOUSE

Forty-fifth Calendar Day - Twenty-ninth Session Day

Hall of the House of Representatives Des Moines, Iowa, Wednesday, February 24, 2021

The House met pursuant to adjournment at 8:33 a.m., Speaker Grassley in the chair.

Prayer was offered by Graber of Lee.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Paiven Knoot, Minority Leader's Page from Oskaloosa.

The Journal of Tuesday, February 23, 2021, was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 23, 2021, passed the following bill in which the concurrence of the House is asked:

<u>Senate File 307</u>, a bill for an act relating to the examination and transportation of dead bodies, including associated fees and costs.

Also: That the Senate has on February 23, 2021, passed the following bill in which the concurrence of the House is asked:

<u>Senate File 353</u>, a bill for an act relating to drainage and levee districts, by providing for notices to interested persons including landowners in the district, and for repairs that require a report by an engineer or soil and water conservation district conservationist.

W. CHARLES SMITHSON, Secretary

INTRODUCTION OF BILLS

House File 679, by Gobble, a bill for an act relating to school district protocols for suicide prevention, intervention, and postvention and the identification of adverse childhood experiences and strategies to mitigate toxic stress response.

Read first time and referred to committee on **Education**.

<u>House File 680</u>, by Thorup, a bill for an act modifying the sales tax holiday to include emergency preparedness supplies.

Read first time and referred to committee on Ways and Means.

<u>House File 681</u>, by committee on Judiciary, a bill for an act providing for business entities, providing for certain fees, and including effective date provisions.

Read first time and referred to committee on Ways and Means.

<u>House File 682</u>, by committee on Commerce, a bill for an act relating to the Iowa appraisal standards and appraiser certification law and making penalties applicable.

Read first time and placed on the calendar.

<u>House File 683</u>, by committee on Public Safety, a bill for an act relating to the establishment of emergency response districts and fire departments.

Read first time and placed on the calendar.

House File 684, by committee on Human Resources, a bill for an act relating to consent to a hysterectomy.

Read first time and placed on the calendar.

<u>House File 685</u>, by committee on Human Resources, a bill for an act relating to requirements for licensees under the purview of the dental board relating to orthodontia services.

Read first time and placed on the calendar.

House File 686, by committee on Human Resources, a bill for an act relating to the administering, prescribing, or ordering of immunizations or vaccines by a licensed podiatric physician, and providing an effective date.

Read first time and placed on the calendar.

On motion by Windschitl of Harrison, the House was recessed at 8:38 a.m., until 12:30 p.m.

AFTERNOON SESSION

The House reconvened at 2:44 p.m., Speaker Grassley in the chair.

INTRODUCTION OF BILLS

House File 687, by Prichard, McConkey, Cohoon, Kurth, James, B. Meyer, Konfrst, Sunde, Hall, Hunter, Judge, Anderson, Gjerde, Bohannan, Wilburn, Wessel-Kroeschell, Williams, Olson, Mascher, Jacoby, Cahill, Ehlert, Winckler, Staed, Oldson, Brown-Powers, Thede, Donahue, Forbes, Bennett, Wolfe, and Steckman, a bill for an act related to health insurance coverage for the assessment or diagnosis of a health condition, illness, or disease related to COVID-19, and for the administration of COVID-19 vaccines, and including effective date and retroactive applicability provisions.

Read first time and referred to committee on Commerce.

House File 688, by Prichard, Hansen, McConkey, Cohoon, Williams, Kurth, James, Hall, B. Meyer, Konfrst, Sunde, Anderson, Bohannan, Hunter, Judge, Gjerde, Wilburn, Wessel-Kroeschell, Olson, Mascher, Jacoby, Ehlert, Cahill, Winckler, Staed, Oldson, Brown-Powers, Thede, Donahue, Running-Marquardt, Forbes, Bennett, Wolfe, and Steckman, a bill for an act relating to COVID-19 vaccine clinics, making an appropriation, and providing effective and applicability dates.

Read first time and referred to committee on **Human Resources**.

House File 689, by Prichard, McConkey, Cohoon, Williams, Kurth, James, B. Meyer, Konfrst, Sunde, Hall, Bohannan, Anderson, Hunter, Judge, Gjerde, Wilburn, Wessel-Kroeschell, Olson, Kressig, Mascher, Jacoby, Ehlert, Cahill, Winckler, Staed, Oldson, Brown-Powers, Thede, Donahue, Running-Marquardt, Forbes, Bennett, Steckman, and Wolfe, a bill for an act relating to oversight of expenditures of federal funds relating to the COVID-19 pandemic, and including effective date provisions.

Read first time and referred to committee on State Government.

<u>House File 690</u>, by Bush, a bill for an act relating to the frequency of meetings of a committee created to establish the minimum rate to be earned on state funds placed in time deposits.

Read first time and referred to committee on **State Government**.

House File 691, by committee on Human Resources, a bill for an act relating to the qualifications of noncertified staff providing early and periodic screening, diagnosis, and treatment benefit services under the Medicaid program.

Read first time and placed on the **calendar**.

House File 692, by committee on Human Resources, a bill for an act relating to the direct care workforce, including the expansion of the direct care workforce registry.

Read first time and placed on the calendar.

<u>House File 693</u>, by committee on Ways and Means, a bill for an act relating to matters under the purview of the utilities division of the department of commerce.

Read first time and placed on the Ways and Means calendar.

House File 694, by committee on Ways and Means, a bill for an act relating to the beginning farmer tax credit program, by modifying participation and lease agreement requirements and tax credit amounts, and including effective date provisions.

Read first time and placed on the Ways and Means calendar.

SENATE MESSAGES CONSIDERED

<u>Senate File 261</u>, by committee on Education, a bill for an act authorizing the college student aid commission to organize a nonprofit corporation.

Read first time and passed on file.

<u>Senate File 289</u>, by committee on Education, a bill for an act relating to the powers and duties of the boards of directors of area education agencies, school districts, and school corporations, and to the election of a director as school board president.

Read first time and passed on file.

Senate File 353, by committee on Natural Resources and Environment, a bill for an act relating to drainage and levee districts, by providing for notices to interested persons including landowners in the district, and for repairs that require a report by an engineer or soil and water conservation district conservationist.

Read first time and **passed on file.**

CONSIDERATION OF BILL Regular Calendar

House File 590, a bill for an act relating to the conduct of elections, including absentee ballots and voter list maintenance activities, making penalties applicable, and including effective date provisions, was taken up for consideration.

Hunter of Polk asked and received unanimous consent that amendment H–1111 be deferred.

Kaufmann of Cedar offered amendment <u>H-1107</u> filed by him.

Mascher of Johnson offered amendment <u>H-1116</u>, to amendment H-1107, filed by her from the floor and moved its adoption.

Roll call was requested by Mascher of Johnson and Hunter of Polk.

On the question "Shall amendment $\underline{H-1116}$, to amendment $\underline{H-1107}$, be adopted?" ($\underline{H.F. 590}$)

The ayes were, 37:

Abdul-Samad	Anderson	Bennett	Bohannan
Breckenridge	Brown-Powers	Cohoon	Donahue
Ehlert	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhart	Jacoby
James	Judge	Konfrst	Kressig

Kurth Mascher McConkey Meyer, B.
Oldson Olson Prichard Running-Marquardt

Smith Staed Steckman Sunde Wessel-Kroeschell Wilburn Williams Winckler

Wolfe

The nays were, 57:

Baxter Bergan Andrews Bacon Best Bloomingdale Boden Bossman Cisneros Bradley Brink Bush Deyoe Dolecheck Fisher Gerhold Gobble Graber Gustafson Hein Holt Ingels Jacobsen Hite Jeneary Jones Kaufmann Kerr Klein Latham Lohse Lundgren Maxwell McClintock Mitchell Meyer, A. Mohr Mommsen Moore Nordman Osmundson Paustian Salmon Sexton Sorenson Shipley Sieck Siegrist Stone Thompson Thorup Westrich Wills Windschitl Worthan Wheeler Speaker

Grassley

Absent or not voting, 6:

Cahill Fry Gaines Landon

Nielsen Thede

Amendment H-1116, to amendment H-1107, lost.

Kaufmann of Cedar offered amendment <u>H-1117</u>, to amendment H-1107, filed by him from the floor and moved its adoption.

Amendment H-1117, to amendment H-1107, was adopted.

Kaufmann of Cedar moved the adoption of amendment $\underline{\text{H-}1107}$, as amended.

Amendment H-1107, as amended, was adopted.

Wolfe of Clinton offered amendment $\underline{\text{H-}1109}$ filed by her and moved its adoption.

Roll call was requested by Wolfe of Clinton and Abdul-Samad of Polk.

On the question "Shall amendment H-1109 be adopted?" (H.F. 590)

The ayes were, 38:

Abdul-Samad Bohannan Anderson Bennett Breckenridge Brown-Powers Bush Cohoon Donahue Ehlert Forbes Gjerde Hall Hansen Hunter Isenhart Konfrst Jacoby James Judge Kressig Kurth Mascher McConkey Meyer, B. Prichard Oldson Olson Running-Marquardt Steckman Smith Staed Wessel-Kroeschell Sunde Wilburn Williams Winckler Wolfe

The nays were, 54:

Andrews Bacon Baxter Bergan Bloomingdale Boden Best Bossman Bradley Brink Cisneros Dolecheck Fisher Gerhold Gobble Graber Gustafson Hein Hite Holt Ingels Jacobsen Jeneary Jones Kaufmann Kerr Klein Latham Maxwell McClintock Meyer, A. Lohse Mitchell Moore Mohr Mommsen Nordman Osmundson Paustian Salmon Siegrist Sexton Shipley Sieck Sorenson Stone Thompson Thorup Westrich Wheeler Wills Windschitl Speaker Worthan Grassley

Absent or not voting, 8:

Cahill Deyoe Fry Gaines Landon Lundgren Nielsen Thede

Amendment H-1109 lost.

Hunter of Polk asked and received unanimous consent to withdraw amendment <u>H–1111</u>, previously deferred, filed by him on February 23, 2021.

SENATE FILE 413 SUBSTITUTED FOR HOUSE FILE 590

Kaufmann of Cedar asked and received unanimous consent to substitute Senate File 413 for House File 590.

Senate File 413, a bill for an act relating to the conduct of elections, including absentee ballots and voter list maintenance activities, making penalties applicable, and including effective date and applicability provisions, was taken up for consideration.

Hunter of Polk offered amendment $\underline{\text{H--}1113}$ filed by him and moved its adoption.

Roll call was requested by Hunter of Polk and Staed of Linn.

On the question "Shall amendment <u>H-1113</u> be adopted?" (<u>S.F. 413</u>)

The ayes were, 38:

Abdul-Samad	Anderson	Bennett	Bohannan
Breckenridge	Brown-Powers	Cohoon	Donahue
Ehlert	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhart	Jacoby
James	Judge	Konfrst	Kressig
Kurth	Mascher	Maxwell	McConkey
Meyer, B.	Oldson	Olson	Prichard
Running-Marquardt	Smith	Staed	Steckman
Sunde	Wessel-Kroeschell	Wilburn	Williams
Winckler	Wolfe		

The nays were, 56:

Bacon	Baxter	Bergan
Bloomingdale	Boden	Bossman
Brink	Bush	Cisneros
Dolecheck	Fisher	Gerhold
Graber	Gustafson	Hein
Holt	Ingels	Jacobsen
Jones	Kaufmann	Kerr
Latham	Lohse	Lundgren
Meyer, A.	Mitchell	Mohr
Moore	Nordman	Osmundson
Salmon	Sexton	Shipley
Siegrist	Sorenson	Stone
Thorup	Westrich	Wheeler
Windschitl	Worthan	Speaker
		Grassley
	Bloomingdale Brink Dolecheck Graber Holt Jones Latham Meyer, A. Moore Salmon Siegrist Thorup	Bloomingdale Brink Bush Dolecheck Fisher Graber Gustafson Holt Ingels Jones Kaufmann Latham Lohse Meyer, A. Mitchell Moore Nordman Salmon Siegrist Sorenson Thorup Westrich

Absent or not voting, 6:

Cahill Fry Gaines Landon Nielsen Thede

Amendment H-1113 lost.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed eighty-five members present, fifteen absent.

Kaufmann of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 413)

The ayes were, 57:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingdale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Gerhold
Gobble	Graber	Gustafson	Hein
Hite	Holt	Ingels	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Latham	Lohse	Lundgren
Maxwell	McClintock	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nordman
Osmundson	Paustian	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorenson
Stone	Thompson	Thorup	Westrich
Wheeler	Wills	Windschitl	Worthan
Speaker			
Grassley			

The nays were, 37:

Abdul-Samad	Anderson	Bennett	Bohannan
Breckenridge	Brown-Powers	Cohoon	Donahue
Ehlert	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhart	Jacoby
James	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.
Oldson	Olson	Prichard	Running-Marquardt
Smith	Staed	Steckman	Sunde
Wessel-Kroeschell	Wilburn	Williams	Winckler
Wolfe			

Absent or not voting, 6:

Cahill Fry Gaines Landon Nielsen Thede The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Cahill of Marshall Fry of Clarke
Gaines of Polk Landon of Polk
Nielsen of Johnson Thede of Scott

IMMEDIATE MESSAGE

Windschitl of Harrison asked and received unanimous consent that **Senate File 413** be immediately messaged to the Senate.

HOUSE FILE WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw <u>House File 590</u> from further consideration by the House.

Wills of Dickinson in the chair at 7:54 p.m.

COMMITTEE REVISION

The Speaker announced the following change to committee assignments effective immediately:

Education

Staed replaced Gaines

EXPLANATIONS OF VOTE

On February 16, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House Joint Resolution 10—"aye"	House File 231—"aye"
Amendment <u>H–1055</u> (<u>H.F. 283</u>)–"aye"	House File 283—"aye"
House File 285—"aye"	Amendment <u>H-1039</u> (<u>H.F. 311</u>)-"aye"
House File 311—"aye"	House File 313—"aye"
House File 315—"aye"	House File 364—"aye"
House File 382—"aye"	Amendment <u>H-1058</u> (<u>H.F. 384</u>)—"aye"
House File 384—"aye"	Amendment <u>H-1040</u> (<u>H.F. 390</u>)—"aye"
House File 390—"aye"	Amendment <u>H-1037</u> (<u>H.F. 415</u>)-"aye"
House File 415—"aye"	House File 416—"aye"

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      Amendment H-1056 (H.F. 424)-"aye"

      House File 431—"aye"
      House File 435—"aye"

      House File 454—"aye"
      Senate File 129—"aye"

      Senate File 173—"aye"
      H-1050 Susp. Rules (S.F. 230)—"nay"

      Senate File 231—"aye"
      Senate File 231—"aye"

      Senate File 239—"aye"
      Senate File 253—"aye"

      Senate Concurrent Resolution 3—"aye"
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Also: On February 17, 2021, as follows:

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House File 365—"aye"
                                    House File 385—"aye"
                                    House File 428—"aye"
House File 418—"aye"
                                    House File 456—"aye"
House File 433—"aye"
House File 468—"aye"
                                    House File 487—"aye"
House File 488—"aye"
                                    House File 489—"aye"
House File 490—"aye"
                                    House File 491—"aye"
House File 495—"aye"
                                    Senate File 130—"aye"
Senate File 285—"aye"
                                    Senate File 343—"aye"
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Also: On February 18, 2021, as follows:

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Amendment <u>H–1068 (H.F. 532)</u>—"nay"
Amendment <u>H–1073</u>A (<u>H.F. 532</u>)—"aye"
Amendment <u>H–1073</u>B (<u>H.F. 532</u>)—"aye" <u>House File 532</u>—"aye"
<u>Senate File 284</u>—"aye"
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Sieck of Mills

On February 23, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

Amendment <u>H-1067</u> (<u>H.F. 308</u>)—"aye"	House File 308—"aye"
Amendment <u>H-1071</u> (<u>H.F. 309</u>)—"aye"	House File 309—"aye"
House File 486—"aye"	House File 493—"aye"
House File 500—"aye"	House File 513—"aye"
House File 514—"aye"	House File 522—"nay"
House File 524—"aye"	House File 528—"aye"
House File 552—"aye"	House File 556—"aye"
House File 558—"nay"	House File 559—"aye"
House File 560—"aye"	House File 561—"aye"
House File 562—"aye"	Senate File 314—"aye"

Winckler of Scott

STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 244 State Government

Relating to attribution statements on certain campaign signs and making penalties applicable.

H.S.B. 245 State Government

Relating to the operation of registered all-terrain vehicles and off-road utility vehicles on county highways.

H.S.B. 246 State Government

Relating to a temporary provision directing the state universities governed by the state board of regents to hold in-person spring graduation commencement ceremonies and including effective date provisions.

H.S.B. 247 State Government

Relating to the local fire protection and emergency medical service providers grant program.

H.S.B. 248 Labor

Concerning private sector employee drug testing.

H.S.B. 249 Agriculture

Regulating the application of pesticides, including by providing for the certification of applicators, and certain actions taken by the department of agriculture and land stewardship against private applicators, and providing penalties.

H.S.B. 250 Veterans Affairs

Relating to participation in and credit for physical education under the educational standards.

H.S.B. 251 Public Safety

Relating to driver's license restrictions, including ignition interlock device requirements for a first operating-while-intoxicated offense.

H.S.B. 252 State Government

Relating to the redemption of beverage containers, providing civil penalties, and including effective date provisions.

H.S.B. 253 Judiciary

Relating to landlords and tenants, including service animal requirements, rent late fees, forcible entry and detainer property disposal, and peaceable possession, and including applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

House File 223

Judiciary: Hite, Chair; Klein and Wolfe.

House File 541

State Government: Boden, Chair; Gjerde and Sexton.

House File 564

Education: Thompson, Chair; Smith and Sorensen.

House File 575

Local Government: Deyoe, Chair; Maxwell and Oldson.

House File 599

State Government: Bacon, Chair; Mitchell and Wilburn.

House File 600

State Government: A. Meyer, Chair; Donahue and Siegrist.

House File 627

Commerce: Lohse, Chair; Andrews and McConkey.

House File 633

Judiciary: Holt, Chair; Jacobsen and Wolfe.

House File 637

State Government: Jones, Chair; Bohannan and Nordman.

House File 638

State Government: Jacobsen, Chair; Mitchell and Wilburn.

House File 639

State Government: Jones, Chair; Konfrst and Sexton.

House File 640

State Government: Jones, Chair; Hunter and Moore.

House File 646

Agriculture: Mommsen, Chair; Breckenridge and Sieck.

STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 244

State Government: Sexton, Chair; Hunter and A. Meyer.

House Study Bill 245

State Government: Kaufmann, Chair; Cohoon and Mitchell.

House Study Bill 246

State Government: Nordman, Chair; Bohannan and Mitchell.

House Study Bill 247

State Government: Siegrist, Chair; Gjerde and Moore.

House Study Bill 248

Labor: Best, Chair; Bush and McConkey.

House Study Bill 249

Agriculture: Ingels, Chair; Hansen and Sieck.

House Study Bill 250

Veterans Affairs: Andrews, Chair; Gjerde and Gustafson.

House Study Bill 251

Public Safety: Andrews, Chair; Jeneary and Olson.

House Study Bill 252

State Government: Lundgren, Chair; Bohannan, Bossman, Donahue and Nordman.

House Study Bill 253

Judiciary: Hite, Chair; Wessel-Kroeschell and Westrich.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

> MEGHAN NELSON Chief Clerk of the House

COMMITTEE ON COMMERCE

Committee Bill (Formerly House Study Bill 206), relating to rate regulatory proceedings before the utilities board within the utilities division of the department of commerce.

Fiscal Note: No

Recommendation: Do Pass February 24, 2021.

Committee Bill (Formerly House Study Bill 218), relating to the treatment of adoptive parent employees and making penalties applicable.

Fiscal Note: No

Recommendation: **Do Pass** February 24, 2021.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House File 9), relating to pretrial contact between a prosecuting witness who is a minor and the defendant.

Fiscal Note: No

Recommendation: Amend and Do Pass February 24, 2021.

Committee Bill (Formerly House Study Bill 112), relating to child endangerment committed by a sex offender, and providing penalties.

Fiscal Note: No

Recommendation: Amend and Do Pass February 24, 2021.

Committee Bill (Formerly House Study Bill 143), proposing an amendment to the Constitution of the State of Iowa relating to the qualifications of electors.

Fiscal Note: No

Recommendation: Do Pass February 24, 2021.

Committee Bill (Formerly House Study Bill 209), relating to nonsubstantive Code corrections, and including retroactive applicability provisions.

Fiscal Note: No

Recommendation: Do Pass February 24, 2021.

Committee Bill (Formerly House Study Bill 226), relating to access to a copy of an original birth certificate by an adoptee or an entitled person, providing for fees, and including effective date provisions.

Fiscal Note: No

Recommendation: Do Pass February 24, 2021.

COMMITTEE ON WAYS AND MEANS

Senate File 364, a bill for an act allowing certain deductions relating to the paycheck protection program loan forgiveness, and including effective date provisions.

Fiscal Note: No

Recommendation: Amend and Do Pass with amendment <u>H-1115</u> February 23, 2021.

RESOLUTION FILED

H.R. 7, by Jones, Moore, Ehlert, Bennett, Stone, Konfrst, Bohannan, Gustafson, Wolfe, McClintock, B. Meyer, Jacoby, Bossman, Thorup, Hansen, Lohse, Brown-Powers, Siegrist, and Bloomingdale, a resolution urging the Iowa High School Girls Athletic Union to sanction girls wrestling as a high school sport.

Laid over under Rule 25.

AMENDMENTS FILED

<u>H–1114</u>	<u>H.F.</u>	<u>583</u>	Mohr of Scott
<u>H-1115</u>	S.F.	364	Committee on Ways and Means
<u>H-1116</u>	H.F.	<u>590</u>	Mascher of Johnson
<u>H–1117</u>	<u>H.F.</u>	<u>590</u>	Kaufmann of Cedar
<u>H–1118</u>	<u>H.F.</u>	460	Deyoe of Story
<u>H–1119</u>	<u>H.F.</u>	<u>675</u>	Gobble of Polk
<u>H-1120</u>	<u>H.F.</u>	644	Dolecheck of Ringgold

On motion by Windschitl of Harrison, the House adjourned at 7:57 p.m., until 8:30 a.m., Thursday, February 25, 2021.